

The Little Traverse Bay Bands of Odawa Indians  
Tribal Council Meeting  
July 11, 2004  
Tribal Court Room 7500 Odawa Circle  
Smudging 9:15 a.m.  
9:30 a.m.

Executive Session: yes

Call to Order: Meeting was called to order at 9:43 a.m.

Council Present: Tribal Chairman Frank Ettawageshik, Vice-Chairperson Beatrice A. Law, Secretary Dexter McNamara, Treasurer Alice Yellowbank, Councilor Rita Shananaquet, Councilor Fred Harrington, Jr., Councilor Regina Gasco Bentley

Legal Staff Present: Allie Greenleaf Maldonado

Staff Present: Albert Colby, Jr., Michele LaCount

Commissions, Boards, and Committees: Denise Petoskey, Shirley Oldman, Marcia Sutton, Deleta Gasco Smith, Gregory Keway, Eleanor Barber, Wenona Singel

Guests: Carol McFall, Brittany Bentley,

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Opening Ceremony: Alice Yellowbank

Motion made by Secretary Dexter McNamara and supported by Treasurer Alice Yellowbank to adopt the agenda for July 11, 2004, with amendments in honor of Solomon Francis, Peggy Hemenway, Sam Keway, Pine Shomin, and Ron Wemigwase who took up the battle to reaffirm the Little Traverse Bay Bands of Odawa Indians treaty rights and restoration of tribal properties in the 1980's and 1990's.

Vote: 7 Yes, 0 No, 0 Absent, 0 Abstained

Motion Carried

Motion made by Treasurer Alice Yellowbank and supported by Secretary Dexter McNamara to approve the minutes of June 27, 2004 as corrected.

Vote: 7 Yes, 0 No, 0 Absent, 0 Abstained

Motion Carried

Motion made by Vice-Chairperson Beatrice A. Law and supported by Regina Gasco Bentley to accept the Tribal Treasurer written report presented by Valerie Tweedie and given by Treasurer Alice Yellowbank, July 11, 2004.

Vote: 7 Yes, 0 No, 0 Absent, 0 Abstained

Motion Carried

Motion made by Councilor Rita Shananaquet and supported by Regina Gasco Bentley to have a financial report on the travel of each individual Councilor for the year 2004.

Vote: 7 Yes, 0 No, 0 Absent, 0 Abstained

Motion Carried

Motion made by Vice-Chairperson Beatrice A. Law and supported by Secretary Dexter McNamara to accept the Tribal Administrator's report as presented, written, July 11, 2004.

Vote: 7 Yes, 0 No, 0 Absent, 0 Abstained

Motion Carried

Motion made by Councilor Rita Shananaquet and supported by Councilor Fred Harrington, Jr., to begin the plan for the disposal of Little Traverse Bay Bands of Odawa Indians Tribal assets when necessary.

Vote: 7 Yes, 0 No, 0 Absent, 0 Abstained

Motion Carried

Motion made by Treasurer Alice Yellowbank and supported by Councilor Fred Harrington, Jr., to approve the closing of Tribal Governmental offices on Thursday, September 2, 2004 from 11:00 a.m. to 5:00 p.m. and authorize PTO for Little Traverse Bay Bands of Odawa Indians government staff in attendance. Further, authorize the Tribal Administrator, management of the 2004 Little Traverse Bay Bands of Odawa Indians Employee Appreciation day budget. Essential services will still be maintained.

Vote: 6 Yes, 1 No (Councilor Rita Shananaquet), 0 Absent, 0 Abstained

Motion Carried

10:37 a.m. recess called

10:48 a.m. meeting reconvened

Motion made by Secretary Dexter McNamara and supported by Vice-Chairperson Beatrice A. Law to accept the Tribal Chairman's verbal and written report for July 11, 2004.

Vote: 7 Yes, 0 No, 0 Absent, 0 Abstained

Motion Carried

Motion made by Councilor Fred Harrington, Jr., and supported by Vice-Chairperson Beatrice A. Law to adopt Resolution #071104-01 Support of Inter-Tribal Council Early Learning Opportunities Act Program.

Roll Call: Tribal Chairman Frank Ettawageshik-yes, Vice-Chairperson Beatrice A. Law-yes, Treasurer Alice Yellowbank-yes, Secretary Dexter McNamara-yes, Councilor Rita Shananaquet-no, Councilor Fred Harrington, Jr.-yes, Regina Gasco Bentley-yes

Motion Carried

Motion made by Councilor Fred Harrington, Jr., and supported by Vice-Chairperson Beatrice A. Law to adopt Resolution #071104-02 Request for

Support for the Incorporation of Indian Heritage in the Little Traverse Township New Logo Fiscal Year 2004.

Roll Call: Tribal Chairman Frank Ettawageshik-yes, Vice-Chairperson Beatrice A. Law-yes, Treasurer Alice Yellowbank-yes, Secretary Dexter McNamara-yes, Councilor Rita Shananaquet-yes, Councilor Fred Harrington, Jr.-yes, Regina Gasco Bentley-yes

Motion Carried

11:45 a.m. Public comment opened, Carol McFall

11:46 a.m. Public comment closed

Motion made by Vice-Chairperson Beatrice A. Law and supported by Treasurer Alice Yellowbank to send 4 Little Traverse Bay Bands of Odawa Indians student representatives with 2 Little Traverse Bay Bands of Odawa Indians chaperones to the National Congress of American Indians 61<sup>st</sup> Annual Convention in Ft Lauderdale, October 2004 to come from prior fund balance in the amount of \$12,000.

Vote: 7 Yes, 0 No, 0 Absent, 0 Abstained

Motion Carried

12:12 p.m. lunch recess called until 1:30 p.m.

1:56 p.m. meeting reconvened

Motion made by Vice-Chairperson Beatrice A. Law and supported by Councilor Fred Harrington, Jr., to accept the Education Commission quarterly report as presented by Chairperson Shirley Oldman for July 11, 2004.

Vote: 7 Yes, 0 No, 0 Absent, 0 Abstained

Motion Carried

Motion made by Treasurer Alice Yellowbank and supported by Councilor Fred Harrington, Jr., to accept the Election Board report as presented by Denise Petoskey, Chairperson on July 11, 2004.

Vote: 7 Yes, 0 No, 0 Absent, 0 Abstained

Motion Carried

Motion made by Vice-Chairperson Beatrice A. Law and supported by Secretary Dexter McNamara to accept the Enrollment Commission's quarterly verbal and written report as presented by Chairperson, Marcia Sutton, for July 11, 2004.

Vote: 7 Yes, 0 No, 0 Absent, 0 Abstained

Motion Carried

Motion made by Vice-Chairperson Beatrice A. Law and supported by Treasurer Alice Yellowbank to accept the quarterly report from the Economic Development Commission as presented by Winona Singel, July 11, 2004.

Vote: 7 Yes, 0 No, 0 Absent, 0 Abstained

Motion Carried

3:32 p.m. recess called

3:47 p.m. meeting reconvened

Motion made by Secretary Dexter McNamara and supported by Vice-Chairperson Beatrice A. Law to accept the verbal and written report from the Health Commission's Chairperson Deleta Smith, for July 11, 2004.

Vote: 7 Yes, 0 No, 0 Absent, 0 Abstained

Motion Carried

Motion made by Councilor Fred Harrington, Jr., and supported by Regina Gasco Bentley to approve burial request #A0075 for \$868.64.

Vote: 6 Yes, 0 No, 1 Absent (Tribal Chairman Frank Ettawageshik), 0 Abstained

Motion Carried

Motion made by Vice-Chairperson Beatrice A. Law and supported by Treasurer Alice Yellowbank to approve the Economic Development Commission's budget modification FY 2004, 1103-0-31-01, to increase the budget from \$22,500 to \$25,884 to come from prior period fund balance.

Vote: 6 Yes, 1 No (Councilor Rita Shananaquet), 0 Absent, 0 Abstained

Motion Carried

4:15 p.m. Public Comment opened-no comments

4:15 p.m. Public Comment closed

Motion made by Vice-Chairperson Beatrice A. Law and supported by Councilor Fred Harrington, Jr., to authorize the Tribal Chairman to sign the E.P.A. Region 5 Little Traverse Bay Bands of Odawa/U.S. Environmental Agreement for FY 2004-2006.

Vote: 7 Yes, 0 No, 0 Absent, 0 Abstained

Motion Carried

Motion made by Councilor Fred Harrington, Jr., and supported by Vice-Chairperson Beatrice A. Law to adopt Resolution #071104-03 Request for funding from the U.S. Environmental Protection Agency Little Traverse Bay Bands of Odawa Indians Performance Partnership Grant.

Roll Call: Tribal Chairman Frank Ettawageshik-yes, Vice-Chairperson Beatrice A. Law-yes, Treasurer Alice Yellowbank-yes, Secretary Dexter McNamara-yes, Councilor Rita Shananaquet-yes, Councilor Fred Harrington, Jr.-yes, Regina Gasco Bentley-yes

Motion Carried

Motion made by Vice-Chairperson Beatrice A. Law and supported by Secretary Dexter McNamara to adopt Resolution # 071104-04 ITC Application for *Sexually Transmitted Disease Prevention and Treatment Project* from the U.S.

Department of Health and Human Services, Centers for Disease Control and Prevention, American Indian and Alaskan Native STD.

Roll Call: Tribal Chairman Frank Ettawageshik-yes, Vice-Chairperson Beatrice A. Law-yes, Treasurer Alice Yellowbank-yes, Secretary Dexter McNamara-yes,

Councilor Rita Shananaquet-no, Councilor Fred Harrington, Jr.-yes, Regina Gasco Bentley-yes  
Motion Carried

Motion made by Councilor Rita Shananaquet and supported by Vice-Chairperson Beatrice A. Law to approve the proposal for gaming vender fees prepared by Andrea Cowles, Senior Background Investigator, Licensing submitted June 2004.  
Support withdrawn  
Motion Withdrawn

Motion made by Treasurer Alice Yellowbank and supported by Councilor Fred Harrington, Jr., to approve Enrollment list "A" Eligible for membership dated June 15, 2004.  
Vote: 7 Yes, 0 No, 0 Absent, 0 Abstained  
Motion Carried

Motion made by Councilor Rita Shananaquet and supported by Regina Gasco Bentley to approve Enrollment list "B" Declination (Ineligible) dated June 15, 2004.  
Vote: 5 Yes, 2 No (Councilor Fred Harrington, Jr., Secretary Dexter McNamara), 0 Absent, 0 Abstained  
Motion Carried

Motion made by Vice-Chairperson Beatrice A. Law and supported by Treasurer Alice Yellowbank for any Tribal Council persons wishing to attend the National Congress of American Indians Annual Convention October 2004 to include stipend, mileage, lodging and per diem.  
Vote: 6 Yes, 1 No (Councilor Rita Shananaquet), 0 Absent, 0 Abstained  
Motion Carried

4:46 p.m. Motion made by Vice-Chairperson Beatrice A. Law and supported by Councilor Rita Shananaquet that we go into executive session for legal.  
Vote: 6 Yes, 1 No (Councilor Fred Harrington, Jr.), 0 Absent, 0 Abstained  
Motion Carried

5:25 p.m. Councilor Rita Shananaquet leaves  
5: 43 p.m. Councilor Rita Shananaquet returns

5:43 p.m. Motion made by Vice-Chairperson Beatrice A. Law and supported by Councilor Fred Harrington, Jr., to resume open session.  
Vote: 7 Yes, 0 No, 0 Absent, 0 Abstained  
Motion Carried

Motion made by Councilor Rita Shananaquet and supported by Vice-Chairperson Beatrice A. Law to approve stipend, travel and per diem for Tribal Council to attend the Enrollment Training August 23-24, 2004.  
Vote: 7 Yes, 0 No, 0 Absent, 0 Abstained  
Motion Carried

Motion made by Councilor Fred Harrington, Jr., and supported by Councilor Rita Shananaquet to authorize stipend, travel and per diem for all Tribal Council Members to attend Victories II planning meetings.

Vote: 7 Yes, 0 No, 0 Absent, 0 Abstained

Motion Carried

Motion made by Councilor Fred Harrington, Jr., and supported by Vice-Chairperson Beatrice A. Law to authorize the Tribal Chair and Treasurer to purchase land parcel # 13 up to the amount decided in executive session.

Vote: 6 Yes, 1 No (Councilor Rita Shananaquet), 0 Absent, 0 Abstained

Motion Carried

5:48p.m. Motion made by Vice-Chairperson Beatrice A. Law and supported by Councilor Rita Shananaquet to adjourn.

Vote: 7 Yes, 0 No, 0 Absent, 0 Abstained

Motion Carried

These Minutes have been read and approved as written:

Approved:

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Dexter McNamara, Tribal Secretary

Date